

ATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY EXAMINATION

REC'D 31 OCT 2000

REPORT PCT

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 9652/28165	FOR FURTHER ACTION	See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416).
International application No. PCT/AU99/00992	International filing date (<i>day/month/year</i>) 10 November 1999	Priority Date (<i>day/month/year</i>) 10 November 1998
International Patent Classification (IPC) or national classification and IPC Int. Cl. 7 F04B 47/02, 53/14		
Applicant SOLAR ENERGY SYSTEMS PTY LTD et al		

1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.																
2. This REPORT consists of a total of 3 sheets, including this cover sheet. <input type="checkbox"/> This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT). These annexes consist of a total of sheet(s).																
3. This report contains indications relating to the following items: <table> <tr> <td>I</td> <td><input checked="" type="checkbox"/> Basis of the report</td> </tr> <tr> <td>II</td> <td><input type="checkbox"/> Priority</td> </tr> <tr> <td>III</td> <td><input type="checkbox"/> Non-establishment of opinion with regard to novelty, inventive step and industrial applicability</td> </tr> <tr> <td>IV</td> <td><input type="checkbox"/> Lack of unity of invention</td> </tr> <tr> <td>V</td> <td><input checked="" type="checkbox"/> Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement</td> </tr> <tr> <td>VI</td> <td><input type="checkbox"/> Certain documents cited</td> </tr> <tr> <td>VII</td> <td><input type="checkbox"/> Certain defects in the international application</td> </tr> <tr> <td>VIII</td> <td><input type="checkbox"/> Certain observations on the international application</td> </tr> </table>	I	<input checked="" type="checkbox"/> Basis of the report	II	<input type="checkbox"/> Priority	III	<input type="checkbox"/> Non-establishment of opinion with regard to novelty, inventive step and industrial applicability	IV	<input type="checkbox"/> Lack of unity of invention	V	<input checked="" type="checkbox"/> Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement	VI	<input type="checkbox"/> Certain documents cited	VII	<input type="checkbox"/> Certain defects in the international application	VIII	<input type="checkbox"/> Certain observations on the international application
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VII	<input type="checkbox"/> Certain defects in the international application															
VIII	<input type="checkbox"/> Certain observations on the international application															

Date of submission of the demand 12 June 2000	Date of completion of the report 23 October 2000
Name and mailing address of the IPEA/AU AUSTRALIAN PATENT OFFICE PO BOX 200, WODEN ACT 2606, AUSTRALIA E-mail address: pct@ipaustralia.gov.au Facsimile No. (02) 6285 3929	Authorized Officer R. SUBBARAYAN Telephone No. (02) 6283 2377

I. Basis of the report**1. With regard to the elements of the international application:***

the international application as originally filed.

the description, pages , as originally filed,
 pages , filed with the demand,
 pages , received on with the letter of

the claims, pages , as originally filed,
 pages , as amended (together with any statement) under Article 19,
 pages , filed with the demand,
 pages , received on with the letter of

the drawings, pages , as originally filed,
 pages , filed with the demand,
 pages , received on with the letter of

the sequence listing part of the description:
 pages , as originally filed
 pages , filed with the demand
 pages , received on with the letter of

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language which is:

the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).

the language of publication of the international application (under Rule 48.3(b)).

the language of the translation furnished for the purposes of international preliminary examination (under Rules 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, was on the basis of the sequence listing:

contained in the international application in written form.

filed together with the international application in computer readable form.

furnished subsequently to this Authority in written form.

furnished subsequently to this Authority in computer readable form.

The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.

The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished

4. The amendments have resulted in the cancellation of:

the description, pages

the claims, Nos.

the drawings, sheets/fig.

5. This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rules 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims 8,10,18,20	YES
	Claims 1-7,9,11-17,19	NO
Inventive step (IS)	Claims	YES
	Claims 1-20	NO
Industrial applicability (IA)	Claims 1-20	YES
	Claims	NO

2. Citations and explanations (Rule 70.7)

NOVELTY

Claims 1-7,9,11-17,19:

A) AU 22650/77	Claims 1-7,9,11-17,19
B) FR 2700809	Claims 1-5,11-15
C) WO 89/08189	Claims 1-7,11-17
D) AU 75333/96	Claims 1-7,11-17

Each of these citations discloses all of the features of the claims identified alongside. For example citation (A) clearly discloses a piston pump having a piston 8 having a valve means 18, a drive shaft 9 connected to the piston for reciprocal motion therewith, the area of the piston to the area of the drive shaft is substantially 2:1 so that equal volumes of liquid are displaced on the initial and return strokes of the drive shaft. The drive shaft is hollow and can have air chambers 23.

INVENTIVE STEP

Claims 1-7,9,11-17,19: as above

Claims 8,10,18,20:

Appended claims 8,10,18 &20 add only features which are common general knowledge in the art and which therefore cannot contribute to patentable invention.

PATENT COOPERATION TREATY

From the INTERNATIONAL BUREAU

PCT

NOTIFICATION OF ELECTION

(PCT Rule 61.2)

Assistant Commissioner for Patents
United States Patent and Trademark
Office
Box PCT
Washington, D.C.20231
ETATS-UNIS D'AMERIQUE

Date of mailing (day/month/year)
29 June 2000 (29.06.00)
International application No.
PCT/AU99/00992
International filing date (day/month/year)
10 November 1999 (10.11.99)
Applicant
WITTWER, Bruno

To:

Assistant Commissioner for Patents
United States Patent and Trademark
Office
Box PCT
Washington, D.C.20231
ETATS-UNIS D'AMERIQUE

1. The designated Office is hereby notified of its election made:

in the demand filed with the International Preliminary Examining Authority on:

12 June 2000 (12.06.00)

in a notice effecting later election filed with the International Bureau on:

2. The election was

was not

made before the expiration of 19 months from the priority date or, where Rule 32 applies, within the time limit under Rule 32.2(b).

<p>The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland</p> <p>Facsimile No.: (41-22) 740.14.35</p>	<p>Authorized officer</p> <p>C. Villet</p> <p>Telephone No.: (41-22) 338.83.38</p>
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INTERNATIONAL SEARCH REPORT

International application No. PCT/AU 99/00992
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A. CLASSIFICATION OF SUBJECT MATTER

Int Cl⁶: F04B 47/02, 53/14

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC: F04B 47/02, 53/14

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

AU: IPC as above

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

WPAT

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	AU 22650/77 A (STAER) 31 August 1978 page 6, line 22 - page 9, line 9 and claim 7	1-20
X	FR 2700809 A1 (DEVAUX) 29 July 1994 page 4, line 35 - page 6, line 23	1-20
X	WO 89/08189 A1 (STOKELD) 8 September 1989 Whole document	1-20

Further documents are listed in the continuation of Box C

See patent family annex

* Special categories of cited documents:

- "A" Document defining the general state of the art which is not considered to be of particular relevance
- "E" earlier application or patent but published on or after the international filing date
- "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- "O" document referring to an oral disclosure, use, exhibition or other means
- "P" document published prior to the international filing date but later than the priority date claimed

"T"

later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

"X"

document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

"Y"

document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art

"&"

document member of the same patent family

Date of the actual completion of the international search

29 November 1999

Date of mailing of the international search report

17 DEC 1999

Name and mailing address of the ISA/AU

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INTERNATIONAL SEARCH REPORT

International application No.
PCT/AU 99/00992

C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT		
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	AU 75333/96 (682656) B (LUFF) 9 October 1997 page 3, line 32 - page 9, line 11	1-20
A	AU 34537/63 (276454) B (TOWNER) 24 February 1966	8, 18

INTERNATIONAL SEARCH REPORT
Information on patent family membersInternational application No.
PCT/AU 99/00992

This Annex lists the known "A" publication level patent family members relating to the patent documents cited in the above-mentioned international search report. The Australian Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

Patent Document Cited in Search Report				Patent Family Member			
FR	2700809	OA	9985				
WO	89/08189	AU	32013/89	CN	1037194	ZA	8901386

END OF ANNEX